

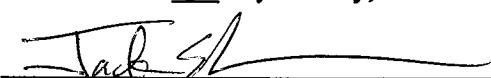
IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

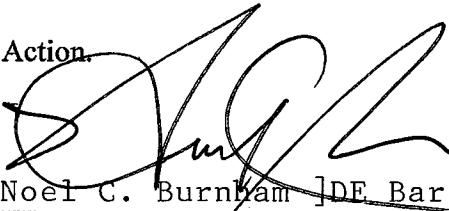
In re: ) Chapter 11  
A NOVO BROADBAND, INC., ) Case No. 02-13708 (PJW)  
Debtor. )  
EXECUTIVE SOUNDING BOARD )  
ASSOCIATES, IN ITS CAPACITY AS )  
THE CHAPTER 11 LIQUIDATING )  
TRUSTEE OF THE DEBTOR, ) Adv. Pro. No. 04-55609 (PBL)  
Plaintiff, )  
v. ) Civil Action No. 04-1477 (KAJ)  
THE GUARDIAN LIFE INSURANCE )  
COMPANY, )  
Defendant. )

STIPULATION OF DISMISSAL

By their undersigned counsel, the parties hereby stipulate, agree, and jointly move under Federal Rule of Civil Procedure 41 and Federal Rules of Bankruptcy Procedure 7041 that the above-captioned Action (the "Action") is dismissed with prejudice. Each party shall bear its own attorney's fees and costs associated with the Action.

DATED this 6 day of May, 2005.

  
James E. Huggett, Esquire (#3956)  
"J" Jackson Shrum, Esquire  
FLASTER/GREENBERG P.C.  
Attorneys for Plaintiff Executive Sounding  
Board Associates in its capacity as the Chapter  
11 Trustee of the Debtor

  
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